



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

July 15, 1998

Ms. Roxann Pais  
Assistant City Attorney  
Criminal Law and Police Division  
City of Dallas  
Municipal Building  
Dallas, Texas 75201

OR98-1670

Dear Ms. Pais:

You have asked whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 116724.

The City of Dallas received a request for a copy of blood test results and any accompanying documentation. You assert that the requested information is protected from disclosure pursuant to section 552.108 of the Government Code. Section 552.108(a)(1) provides an exception from disclosure for information that is held by a law enforcement agency or prosecutor and that deals with the detection, investigation, or prosecution of crime, when release of such information would interfere with the detection, investigation, or prosecution of crime. You have supplied information showing that the information pertains to a pending criminal prosecution. Thus, you have shown that release of this information would interfere with the investigation or prosecution of crime. Open Records Decision No. 216 (1978) at 3 (release of information during pending criminal case would interfere with prosecution of crime and law enforcement interests). The requested records may be withheld from disclosure pursuant to section 552.108.<sup>1</sup>

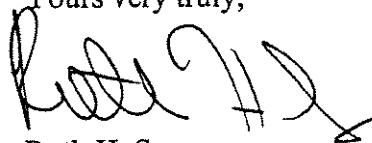
We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous

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<sup>1</sup>Since the information at issue may be withheld from disclosure on the basis of section 552.108, we need not address your section 552.103 argument.

determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read 'Ruth H. Soucy', with a stylized flourish at the end.

Ruth H. Soucy  
Assistant Attorney General  
Open Records Division

RHS/ch

Ref: ID# 116724

Enclosures: Submitted documents

cc: Mr. David Finn  
Attorney at Law  
750 N. St. Paul Street, Suite 1400  
Dallas, Texas 75201  
(w/o enclosures)